

Entered - 5-1-01- sb
CL 01L0276 ALEXIS HOLMES

01-R-1024

CLAIM OF: **GEICO DIRECT
GOVERNMENT EMPLOYEES
INSURANCE COMPANY
As Subrogee of
Keith Schumacher
One GEICO Center
Macon, Georgia 31296-0001**

For damages alleged to have been sustained as a result of a vehicular accident on December 8, 2000 at 23 Clair Drive.

BY PUBLIC SAFETY AND
LEGAL ADMINISTRATION COMMITTEE:

BE IT RESOLVED by the Council of the City of Atlanta that the action of the Department of Law be approved in authorizing payment to **GEICO DIRECT GOVERNMENT EMPLOYEES INSURANCE COMPANY As Subrogee of KEITH SCHMACHER** the sum of **\$1,092.14** in full settlement and satisfaction of all claims, past, present and future, of every kind and character **for damages alleged to have been sustained as a result of a vehicular accident on December 8, 2000 at 23 Clair Drive** as is more particularly set forth in the within claim; said sum taken from and charged to account 1A01/529017/T31001, Settlement of Suits and Claims, Department of Law.

APPROVED: SUSAN PEASE LANGFORD
CITY ATTORNEY

BY: Rosalind Rubens Newell
ROSALIND RUBENS NEWELL
DEPUTY CITY ATTORNEY *Rosalind N. Newell DGA*

DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 01L0276

Date: 6/15/01

Claimant /Victim KEITH SHUMACHER
BY: (Atty)(Ins.) GEICO DIRECT Government Employees Insurance Company
Address: One GEICO Center, Macon Georgia 31296-0001
Subrogation: X Claim for Property damage \$ 1,092.14 Bodily Injury \$ _____
Date of Notice: 4/30/01 Method: Written, proper X Improper _____
Conforms to Notice: O.C.G.A. §36-33-5 X Ante Litem (6 Mo.) X
Date of Occurrence 12/8/00 Place: 23 Clair Drive
Department Administrative Services Division: Motor Transport
Employee involved Colere McCray Disciplinary Action: Oral Reprimand

NATURE OF CLAIM: The claimant sustained vehicular damage when a City vehicle backed into his vehicle causing damage to his rear bumper.

INVESTIGATION:

Statements: City employee X Claimant _____ Other _____ Written X Oral X
Pictures X Diagrams X Reports: Police X Dept Report X Other _____
Traffic citations issued: City Driver None Claimant Driver None
Citation disposition: City Driver None Claimant Driver None

BASIS OF RECOMMENDATION:


Function: Governmental X Ministerial _____
Improper Notice _____ More than Six Months _____ Other _____ Damages reasonable X
City not involved _____ Offer rejected _____ Compromise settlement _____
Repair/replacement by Ins. Co. _____ Repair/replacement by City Forces _____
Claimant Negligent _____ City Negligent X Joint _____ Claim Abandoned _____

Respectfully submitted,



INVESTIGATOR - ALEXIS HOLMES

RECOMMENDATION:

Pay \$ 1,092.14 Adverse _____ Account charged: 1A01 X 2J01 _____ 2H01 _____
Claims Manager:  Concur/date 06-15-01
Committee Action: _____ Council Action _____

**GEICO
DIRECT**

☐ Government Employees Insurance Company
☐ GEICO General Insurance Company
☐ GEICO Indemnity Company
☐ GEICO Casualty Company
☐ Criterion Insurance Agency, Inc.
(Colonial County Mutual Ins.)

RECEIVED APR 25 2001

1-800-841-3000

ONE GEICO CENTER
MACON, GA 31296-0001

April 13, 2001

Holmes
04/30/01
DM

City Of Atlanta Transportation
Attn: Clem Brown
23 Claire Drive
Atlanta, GA. 30315

ENTERED - 5-1-01 - SB
01L0276 - ALEXIS HOLMES

CLAIM # 0047492320101094
INSURED: Keith Schumacher

YOUR CLAIM NUMBER:
YOUR INSURED: Colre McCrary

GEICO AMOUNT:	\$592.14
PLUS INSURED'S DEDUCTIBLE:	\$500.00
RENTAL :	\$ 00.00
TOTAL AMOUNT OWED:	\$1,092.14

Dear Clem Brown:

We request that you please review this claim, approve it and forward prompt payment to us. The pertinent file material is enclosed. Please indicate our claim number on your check and make that check payable to GOVERNMENT EMPLOYEES INSURANCE COMPANY as subrogee of Keith Schumacher.

This letter will serve as notice of our payment recovery claim and constitutes a sincere effort to settle as required by conditions precedent to arbitration as stated by the Automobile and Property Subrogation Arbitration Agreement.

Very Truly Yours,

Felicia Branam
Felicia Branam for
Denny Perry S031

PAYMENT RECOVERY UNIT 800-841-9160 X1888
GOVERNMENT EMPLOYEES INSURANCE COMPANY

PLEASE REFER TO OUR CLAIM NUMBER WHEN
WRITING OR CALLING ABOUT THIS CLAIM

SL6

Shareholder Owned Companies Not Affiliated With The U.S. Government

CLL14

GENERAL RELEASE AND INDEMNITYCLAIM NUMBER 01L0276\$ 1,092.14

IN CONSIDERATION of the sum of TEN HUNDRED AND
 DOLLARS, to be paid to me by the CITY OF ATLANTA, the future receipt of which is hereby
 acknowledged, I do hereby, for myself, my heirs, executors, administrators, and assigns, release and forever
 discharge said City, its officers and employees, including but not limited to Colre McCann from any and all
property damage claims, demands, actions, causes of action, suits, damages, loss and expenses, of whatsoever kind
 or nature for or on account of anything that has heretofore occurred, and particularly for or on account of **vehicular**
accident

which occurred on or about the 8th day of December, 2000
 at or near 23 Clair Drive

I do hereby understand and agreed that the payment of the above named sum is not to be considered as an
 admission on the part of the City, its officers, agents, servants or employees, of any liability whatsoever and the
 undersigned further covenants and agrees to indemnify and hold harmless the City of Atlanta, its officers, agents,
 servants and employees, from any and all claims, damages or costs which the said City of Atlanta, its officers,
 agents, servants and employees, may be called upon to make as a result of the event heretofore referred to.

And I now state that the only consideration for my signing this release and indemnification is the payment
 of the sum stated above; that no other promise or agreement of any kind or nature has been made to or with me by
 said City or its agents to cause me to sign this release, and that I fully understand the meaning and intent of this
 instrument.

WITNESS my hand and seal this 27th day of June, 20 01

Tiffany Cortez (LS)
 GEICO DIRECT as subrogee of KEITH SCHUMACHER

The above release was read and explained to, and signed by the said Tiffany Cortez

 in our presence on the date above written.

 WITNESSES

01- R-1024